



महाराष्ट्र शासन राजपत्र

असाधारण भाग चार-क

वर्ष १, अंक ९]

शनिवार, एप्रिल ४, २०१५/चैत्र १४, शके १९३७

[पृष्ठ २, किंमत : रुपये ९.००

असाधारण क्रमांक २८

प्राधिकृत प्रकाशन

महाराष्ट्र शासनाव्यतिरिक्त इतर वैधानिक प्राधिकार्यांनी तयार केलेले
(भाग एक, एक-अ व एक-ल यांमध्ये प्रसिद्ध केलेले वैधानिक नियम व आदेश यांव्यतिरिक्त इतर)
वैधानिक नियम व आदेश ; यात भारत सरकार, उच्च न्यायालय, पोलीस आयुक्त, आयुक्त (राज्य उत्पादन शुल्क),
जिल्हादंडाधिकारी व निवडणूक आयोग, निवडणूक न्यायाधिकरण, निवडणूक निर्णय अधिकारी व निवडणूक आयोगाखालील
इतर प्राधिकारी यांनी तयार केलेले वैधानिक नियम व आदेश यांचा समावेश होतो.

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road,
New Delhi 110 001, dated the 26th March 2015

Order

No. 3/4/ID/2015/SDR/Vol. I.— Whereas, Section 61 of the Representation of the People Act, 1951 provide that with a view to preventing impersonation of electors, so as to make the right of genuine electors to vote under section 62 of that Act more effective provisions may be made by rules under that Act for use of Electors Photo Identity Card for electors as the means of establishing their identity at the time of polling ; and

2. Whereas, Rule 28 of the Registration of Electors Rules, 1960, empowers the Election Commission to direct, with a view to preventing impersonation of electors and facilitating their identification at the time of poll, the issue of Electors Photo Identity Card to electors bearing their photographs at State cost ; and

3. Whereas, Rules 49H(3) and 49K(2)(b) of the Conduct of Elections Rules, 1961, stipulate that where the electors of a Constituency have been supplied with Electors Photo Identity Card under the said provisions of Rule 28 of the Registration of Electors Rules, 1960, the electors shall produce their Electors Photo Identity Card at the polling station and failure or refusal on their part to produce those Electors Photo Identity Card may result in the denial of permission to vote ; and

4. Whereas, a combined and harmonious reading of the aforesaid provisions of the said Act and the Rules, makes it clear that although the right to vote arises by the existence of the name in the electoral roll, it is also dependent upon the use of the Electors Photo Identity Card, wherever it has been provided by the Election Commission at State cost, as the means of establishing their identity at the time of polling and that both are to be used together ; and

5. Whereas, the Election Commission made an Order on the 28th August, 1993, directing the issue of Electors Photo Identity Card (EPIC) to all electors, according to a time bound programme ; and

6. Whereas, Electors Photo Identity Card have been issued to substantially high percentage of the electors in the State of Maharashtra, Punjab, Uttar Pradesh and Uttarakhand ; and

7. Whereas, in addition the Commission has directed that ' Authenticated Photo Voters Slip ' shall be distributed to the electors before the date of poll for the current bye-elections ;

8. Now, therefore, after taking into account all relevant factors and the legal and factual position, the Election Commission hereby directs that for the current bye-elections from 176-Vandre East and 287-Tasgaon-Kavathe Mahankal Assembly Constituencies in Maharashtra, 107-Dhuri Assembly Constituency in Punjab, 231-Charkhari and 315-Pharenda Assembly Constituencies in Uttar Pradesh and 28-Bhagwanpur (SC) Assembly Constituency in Uttarakhand, which have been notified on 17th March 2015, all electors who have been issued EPIC, shall produce the EPIC for their identification at the polling station before casting their votes. Those electors who are not able to produce the EPIC shall produce one of the following alternative photo identity documents for establishing their identity :—

- (i) Passport,
- (ii) Driving License,
- (iii) Service Identity Card with photograph issued to employees by Central/State Govt. PSUs/Public Limited Companies,
- (iv) Passbooks with photograph issued by Bank/Post Office,
- (v) PAN Card,
- (vi) Aadhar Card,
- (vii) Smart Card issued by RGI under NPR,
- (viii) MNREGA Job Card,
- (ix) Health Insurance Smart Card issued under the scheme of Ministry of Labour,
- (x) Pension document with photograph ; and
- (xi) Authenticated Photo Voter Slip issued by the election machinery ; and
- (xii) Official identity cards issued to MPS/MLAs/MLCs.

9. In the case of EPIC, clerical errors, spelling mistakes, etc. should be ignored, provided the Identity of the electors can be established by the EPIC. If an elector produces an Electors Photo Identity Card, which has been issued by the Electoral Registration Officer of another Assembly Constituency, such EPICs, shall also be accepted for identification, provided the name of that elector finds place in the electoral roll pertaining to the polling station where the elector has turned up for voting. If it is not possible to establish the identity of the elector on account of mismatch of photograph, etc. the elector shall have to produce one of the alternative photo documents mentioned in para 8 above.

10. Notwithstanding anything in Para 8 above, overseas electors who are registered in the electoral rolls under Section 20A of the Representation of the People Act, 1950, based on the particulars in their Passport, shall be identified on the basis of their original passport only (and no other identity document) in the polling station.

By Order,

ANUJ JAIPURIAR,
Secretary.

क्रमांक ईएलआर. २०१५/प्र.क्र. २४२/१५/३३

सामान्य प्रशासन विभाग

मादाम कामा मार्ग, हुतात्मा राजगुरु चौक,
मंत्रालय, मुंबई ४०० ०३२,
दिनांक ४ एप्रिल २०१५.

प्रत माहिती व उचित कार्यवाहीसाठी अग्रेषित :—

- (१) विभागीय आयुक्त, महसूल विभाग, कोकण विभाग व पुणे,
- (२) जिल्हाधिकारी व जिल्हा निवडणूक अधिकारी, मुंबई उपनगर व सांगली,
- (३) उप जिल्हा निवडणूक अधिकारी, मुंबई उपनगर व सांगली,
- (४) निवडणूक निर्णय अधिकारी (संबंधित जिल्हाधिकारी व जिल्हा निवडणूक अधिकारी मार्फत).

शिरिष मोहोड,

अवर सचिव व उप मुख्य निवडणूक अधिकारी,
महाराष्ट्र राज्य.